

Document No. 2126  
Adopted at Meeting of 2/24/72

MEMORANDUM

February 24, 1972

TO: BOSTON REDEVELOPMENT AUTHORITY

FROM: Robert T. Kenney, Director

SUBJECT: PROPOSED TEXT AMENDMENT - ADULT BOOK STORES FORBIDDEN  
IN LOCAL BUSINESS DISTRICTS.

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2/24

A book store opened several months ago on 119 Charles Street, Beacon Hill, which sells "adults only" publications in a special section of the store. Known as the Mod Book Store, its proprietor is a Mr. Gallerelli who, according to the Law Department, has a criminal record. Mr. Gallerelli has purchased a building at 99 Charles Street, and the community is very concerned about the use to which the building may be put.

Charles Street is in an L-2, or local business district. The Zoning Code allows book stores in local business districts without distinguishing between ordinary book stores and those selling pornographic materials. The City Law Department has drafted a text amendment which would add a new use item which would cover book stores dealing in "adults only" materials and which would make this use forbidden in local business districts. (copy attached)

The Beacon Hill Civic Association and the City Law Department have asked the Authority, in its capacity as the planning agency of the City of Boston, to submit the proposed text amendment to the Zoning Commission for its consideration.

While in general, I am opposed to amending the Zoning Code to solve isolated problems which might be handled in other ways, there is no question that the adult book store use is not suitable in local, neighborhood business districts. I, therefore, recommend that the Authority agree to act as petitioner for the amendment.

VOTED: That in connection with a proposed text amendment establishing a new Use Item No. 34A respecting book stores dealing in "adults only" materials, the Boston Redevelopment Authority authorizes the Director to petition the Zoning Commission for an amendment to the Boston Zoning Code, as attached.

Text Amendment No. \_\_\_\_\_

THE COMMONWEALTH OF MASSACHUSETTS

CITY OF BOSTON

IN ZONING COMMISSION

ADULT USES

The Zoning Commission of the City of Boston, acting under Chapter 665 of the Acts of 1956, as amended, proposes amendments to the Boston Zoning Code as follows:

1. By striking out in Table A of Section 8-7 Use Item No. 34 respecting a store primarily serving the local retail business needs of the residents of a neighborhood and inserting in place thereof the following use item:

34. Store primarily serving the local retail business needs of the residents of the neighborhood, but not constituting a business as described in Use Item No. 34A, including but not limited to, store retailing one or more of the following: food, baked goods, groceries, packaged alcoholic beverages, drugs, tobacco products, clothing, dry goods, books, flowers, paint, hardware and minor household appliances.

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2. By inserting in Table A of Section 8-7 after Use Item No. 34 the following use item:

34A A shop for the barter, rental or sale of printed matter, pictures or motion picture film if such shop is not open to the public generally but only to one or more classes of the public excluding

any minor by reason of age; or if such shop keeps  
a part of such stock segregated as available to  
only one or more classes of the public excluding  
any minor by reason of age; or shop for the barter,  
rental or sale of printed matter, pictures or motion  
picture film bearing a legend restricting it to  
adults only or to one or more classes of the public  
excluding any minor by reason of age.....

.....FFF/FA/AAC



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